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17 and GreatShield Inc.

18 UNITED STATES DISTRICT COURT  
19 DISTRICT OF NEVADA

20	AEVOE CORP.,	)	
21		)	
22	Plaintiff,	)	Civil Action No. 2:12-cv-00053-GMN-NJK
23		)	
24	vs.	)	<b>RESPONSE OF LYNN J. ALSTADT TO</b>
25		)	<b>ORDER TO SHOW CAUSE (ECF 623)</b>
26	AE TECH. CO., LTD., et al.,	)	
27	Defendants.	)	
28		)	

29 The undersigned Lynn J. Alstadt responds to the Order To Show Cause why  
30 emailing the Court's order (ECF No. 611) constitutes proper service. (ECF No. 623)  
31 as follows.

1 On September 3, 2014, the Court Ordered Buchanan Ingersoll & Rooney PC  
2 (“Buchanan”) to serve Defendant AE Tech Co., Ltd. (“AE Tech”) with the Court’s  
3 order that it must retain counsel and file with the Court a notice of appearance of the  
4 newly-retained counsel. *See* Docket No. 611. As of that date AE Tech had ceased  
5 doing business (ECF No. 580-3). Kelley Huang is the owner of AE Tech. (See her  
6 declaration ECF No. 580-5). In an email correspondence dated June 10, 2014  
7 included within the Proof of Service of ECF No. 552, Kelley Huang told Lynn  
8 Alstadt, “AE TECH already dismissed all the employees in the end of May 2014, and  
9 the relevant personnel have terminated the contract with AE TECH.” Consequently,  
10 Kelley Huang was the only person on whom Buchanan could have served the Court’s  
11 order.  
12

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15  
16 On August 21, 2014 Kelly Huang sent me an email attached as Exhibit 1 which  
17 said “Please use this email to contact me, thanks.” This e-mail address is  
18 [aetech.tw@yahoo.com](mailto:aetech.tw@yahoo.com). Because of this request from Kelly Huang I served the Court  
19 order on AE Tech by e-mail to this e-mail address.  
20

21 Fed. R. Civ. P. 5(b)(2)(E) says that a paper is served by “sending it by  
22 electronic means if the person consented in writing.” I submit that the email from  
23 Kelley Huang to contact her by use of the email address of [aetech.tw@yahoo.com](mailto:aetech.tw@yahoo.com)  
24 constitutes consent in writing as required by Fed. R. Civ. P. 5(b)(2)(E). Accordingly  
25 the service by email constitutes proper service.  
26  
27  
28

1 The Order to show cause also directs me to file no later than September 30,  
2 2014, a notice providing AE Tech's last known address. That notice is being filed  
3 separately. The S&F Defendants filed a notice (ECF No. 624) on September 24,  
4 2014 that AE Tech has been dissolved and no longer exists.  
5

6  
7  
8  
9 Dated: September 29, 2014

Respectfully submitted,

10 /s/ Lynn J. Alstadt

11 Lynn J. Alstadt (*pro hac vice*)

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## CERTIFICATE OF SERVICE

Pursuant to Fed. R. Civ. P. 5(b) and Section IV of District of Nevada Electronic Filing Procedures, I certify that the following document was served via electronic service: RESPONSE OF LYNN J. ALSTADT TO ORDER TO SHOW CAUSE (ECF 623)

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